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FEB 10 2005

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Fax Number: 212-294-4700

FROM: Jeffrey M. Sears

DATE: 2/10/2005

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7663-4098

Please Deliver as Soon as Possible To:

RECIPIENT	FAX NO.	PHONE NO.
United States Patent and Trademark Office	703-872-9306	

Total number of pages including this page: 3

COMMENTS

OFFICIAL COMMUNICATION
CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

Re: Application of: M. Cannata et al.
 Application No.: 09/590,099

Filed: June 9, 2000
 For: WEB-BASED GROUPWARE SYSTEM

Dear Sir:

I, Jeffrey M. Sears, hereby certify that the correspondence identified below is being facsimile transmitted to the U.S. Patent and Trademark Office at facsimile number (703) 872-9306 on February 10, 2005.

1. Facsimile Cover Sheet (1 page)
2. Petition to Expunge Information (2 pages)

Sincerely,

Jeffrey M. Sears
 Jeffrey M. Sears
 Reg. No. 48,440

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **FEB 10 2005**

Application of: M. Cannara et al. Confirmation No.: 1745
Application No.: 09/590,099 Group Art Unit: 2157
Filed: June 9, 2000 Examiner: Moustafa Meky
For: WEB-BASED GROUPWARE SYSTEM Attorney Docker No.: 7663-4098

PETITION TO EXPUNGE INFORMATION UNINTENTIONALLY SUBMITTED IN
APPLICATION PURSUANT TO 37 C.F.R. § 1.59(b) AND M.P.E.P. § 724.05 II
OR, IN THE ALTERNATIVE, 37 C.F.R. § 1.33(b) AND M.P.E.P. § 714.01(a)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests that the information entitled Reply to Final Office Action and Declaration of John E. MacCriskin submitted on November 23, 2004, including nine total pages, and dealing with a preliminary draft reply to a Final Office Action dated October 5, 2004 be expunged and returned. This information was not signed or formally submitted by Applicant and was marked as a draft document for discussion with the Examiner.

Under 37 C.F.R. § 1.33(b) and M.P.E.P. § 714.01(a), the above-identified information should not have been made publicly available in the file history of this application. The above-identified information is, however, now publicly available in the image file wrapper of the application. Entry of the above-identified information into the image file wrapper has occurred due to an error of the U.S. Patent and Trademark Office.

Accordingly, the above-identified information is deemed to be submitted unintentionally and the failure to obtain its return may cause irreparable harm to the party in interest on whose behalf the information was submitted. Alternatively, the above-identified information should be expunged to correct the error made by the U.S. Patent and Trademark Office in improperly

making it publicly available. The above-identified information has not otherwise been made public.


Petitioner commits to retain the above-identified information in confidence for the period of any patent with regard to which the above-identified information was submitted.

Petitioner submits that the above-identified information which is requested to be returned is not material information under 37 C.F.R. § 1.56.

Petitioner authorizes the Commissioner to charge the fee required by 37 C.F.R. § 1.17(h) to Winston & Strawn LLP Deposit Account No. 50-1814.

Respectfully submitted,

February 10, 2005
Date


Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN LLP
Customer No. 28765

212-294-3311